

# House Amendment 8119

PAG LIN

1 1 Amend House File 2623 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. Section 232.2, subsection 12, Code  
1 5 Supplement 2007, is amended by adding the following  
1 6 new paragraph:  
1 7 NEW PARAGRAPH. d. The violation of section 299.6  
1 8 by a child ten years of age or older.  
1 9 Sec. \_\_\_\_\_. Section 232.22, subsection 8, Code 2007,  
1 10 is amended to read as follows:  
1 11 8. Notwithstanding any other provision of the Code  
1 12 to the contrary, a child shall not be placed in  
1 13 detention for a violation of section 123.47 or 299.6,  
1 14 or for failure to comply with a dispositional order  
1 15 which provides for performance of community service  
1 16 for a violation of section 123.47 or 299.6.>  
1 17 #2. Page 2, by inserting after line 23 the  
1 18 following:  
1 19 <Sec. \_\_\_\_\_. Section 299.5A, unnumbered paragraph 4,  
1 20 Code 2007, is amended to read as follows:  
1 21 The school district shall be responsible for  
1 22 monitoring any agreements arrived at through  
1 23 mediation. If a parent, guardian, or legal or actual  
1 24 custodian, or the child if the child is ten years of  
1 25 age or older, refuses to engage in mediation or  
1 26 violates a term of the agreement, the matter shall be  
1 27 rereferred to the county attorney for prosecution  
1 28 under section 299.6. The county attorney's office or  
1 29 the mediation service shall require the parent,  
1 30 guardian, or legal or actual custodian and the school  
1 31 to pay a fee to help defray the administrative cost of  
1 32 mediation services. The county attorney's office or  
1 33 the mediation service shall establish a sliding scale  
1 34 of fees to be charged parents, guardians, and legal or  
1 35 actual custodians based upon ability to pay. A  
1 36 parent, guardian, or legal or actual custodian shall  
1 37 not be denied the services of a mediator solely  
1 38 because of inability to pay the fee.  
1 39 Sec. \_\_\_\_\_. Section 299.6, unnumbered paragraph 1,  
1 40 Code 2007, is amended to read as follows:  
1 41 Any person who violates a mediation agreement under  
1 42 section 299.5A, who is referred for prosecution under  
1 43 section 299.5A and is convicted of a violation of any  
1 44 of the provisions of sections 299.1 through 299.5, who  
1 45 violates any of the provisions of sections 299.1  
1 46 through 299.5, or who refuses to participate in  
1 47 mediation under section 299.5A, for a first offense,  
1 48 is guilty of a simple misdemeanor. If a child ten  
1 49 years of age or older violates a mediation agreement  
1 50 under section 299.5A, or refuses to participate in  
2 1 mediation under section 299.5A, the child commits a  
2 2 delinquent act.>  
2 3 #3. Title page, line 1, by inserting after the  
2 4 word <age> the following: <, making penalties  
2 5 applicable,>.  
2 6 #4. By renumbering as necessary.  
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2 10 HORBACH of Tama  
2 11 HF 2623.301 82  
2 12 kh/nh/9944